

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE

THE CONTINENTAL CASUALTY
COMPANY, as subrogee of George
Ciechanowski,

Plaintiff,

v.

EXIDE TECHNOLOGIES,

Defendant/Third-Party
Plaintiff,

v.

XANTRAX TECHNOLOGY, INC., et
al.,

Third-Party Defendants.

Civil No. 08-2710 (JHR/AMD)

ORDER ON INFORMAL APPLICATION

This Matter having come before the Court by way of letter request dated March 30, 2010 from Harris Neal Feldman, Esquire, counsel for Exide Technologies, for an Order permitting Exide Technologies to strike and/or file a sur-reply to Plaintiff's reply affirmation [Doc. No. 38]; and for good cause shown:

IT IS this **1st** day of **April 2010**, hereby

ORDERED the Defendant Exide Technologies' application to strike Plaintiff's reply affirmation [Doc. No. 38] shall be, and hereby is, **DENIED**; and it is further

ORDERED that Defendant Exide Technologies shall be, and hereby is, granted leave to file a sur-reply to Plaintiff's reply affirmation by no later than **April 8, 2010**.

s/ Ann Marie Donio

ANN MARIE DONIO
United States Magistrate Judge

cc: Hon. Joseph H. Rodriguez